



3762  
CFW

PATENT  
Docket No.: P-9064.00 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Paul H. Stypulkowski      Group Art Unit: 3762  
Application No.: 10/044,405      Examiner: *Not yet determined*  
Filed: January 11, 2002  
For: VARIATION OF NEURAL-STIMULATION PARAMETERS

**CERTIFICATE OF MAILING OR TRANSMISSION** I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on March 18, 2005.

  
Anne M. La Dow

**TRANSMITTAL LETTER**


Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

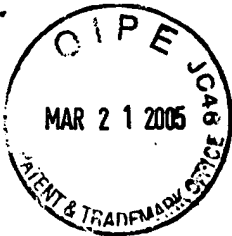
Enclosed for filing in the above-identified application are the following:

- ☒ Supplemental Information Disclosure Statement
  - ☒ PTO Form 1449
  - ☒ Cited References
- ☒ Return Receipt Postcard
- ☒ The Commissioner is hereby authorized to charge or credit any deficiencies or overpayments, which may have been overlooked on this Transmittal Letter with regard to this filing, to Deposit Account No. 13-2546. A duplicate of this Transmittal Letter is enclosed.

Respectfully submitted,

Date: March 18, 2005

  
Stephen W. Bauer  
Registration No. 32,192  
MEDTRONIC, INC.  
710 Medtronic Parkway NE, MS: LC340  
Minneapolis, MN 55432-5604  
Telephone: 763-505-0422  
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**SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Supplemental Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Action or Notice of Allowance.

Under 37 C.F.R. § 1.17(p), please credit or debit Deposit Account No. 13-2546 in the amount of \$180.00 to ensure consideration of the disclosed information.

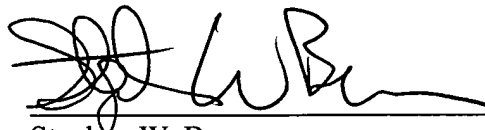
By submitting these references, Applicant does not admit that the references are prior art to or material to this application, and reserves the right to establish that any reference is not prior art. Applicant does not represent that the references have been reviewed in detail; there may be details in the references of which Applicant is unaware.

Pursuant to the waiver of the requirements under 37 C.F.R. 1.98(a)(2)(i) as stated in a Pre-Official Gazette Notice dated July 11, 2003, copies of only the foreign patent documents and non-patent literature listed on the enclosed modified Form PTO-1449 are attached. A copy is also enclosed of the PCT International Search Report issued in the corresponding PCT application.

The Commissioner is authorized to charge any additional fees that may be required, or credit any overpayment to Deposit Account No. 13-2546.

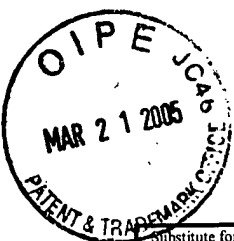
It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned, indicating that such information has been considered.

Respectfully submitted,



Date: March 18, 2005

Stephen W. Bauer  
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PTO/SB/08a (06-03)

Approved for use through 07/31/2003. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 1			Complete if Known	
			Application Number	10/044,405
			Filing Date	January 11, 2002
			First Named Inventor	Paul H. Stypulkowski
			Group Art Unit	3762
			Examiner Name	Not yet determined
			Attorney Docket Number	P-9064.00 US

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
		2002/0055762		Gliner	05-09-2002	
		2002/0077670		Archer et al.	06-20-2002	
		2003/0093134		Bradley	05-15-2003	
		2004/0102820		Mouine et al.	05-27-2004	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee of Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>3</sup>
		Office <sup>4</sup>	Number <sup>5</sup>	Kind Code <sup>2</sup> (if known)				
		WO	02/30509		Gliner	04-18-2002		

**OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>3</sup>
		O.M. Rutherford and D.A. Jones, <i>Contractile properties and fatiguability of the human adductor pollicis and first dorsal interosseus: a comparison of the effects of two chronic stimulation patterns</i> , Journal of the Neurological Sciences, 85, 319-331 (1988).	

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw Line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 USC 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

<sup>1</sup> Unique citation designation number.

<sup>2</sup> See attached Kinds of U.S. Patent Documents.

<sup>3</sup> Applicant is to place a check mark here if English language translation is attached.

<sup>4</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard St.3).

<sup>5</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.